British & Canadian School Society.

ACT OF INCORPORATION.

22ND VIC. CAP. CXXII.

An Act to incorporate the British and Canadian School Society of Montreal.

[*Assented to 4th May*, 1859.]

WHEREAS the Honorable Peter McGill, and William Lunn, John Frothingham, David Torrance, John Torrance, David Davidson, Charles Phillips, Henry Thomas, Robert Esdaile, John Greenshields, John G. Mackenzie and Benjamin Holmes, all of the City of Montreal, Esquires, have by petition set forth, that as long ago as the year one thousand eight hundred and twenty-two, divers of them, the said petitioners, and others who by reason of death or otherwise have since ceased to act with them the said petitioners in the premises, associated themselves together for the purpose of establishing and maintaining certain public schools, under the designation of *The British and Canadian School Society of Montreal*, and ever since have, by voluntary contributions, raised considerable sums of money for that purpose, and have maintained certain Public Schools, to the great advantage of the public; That in the year one thousand eight hundred and twenty-six, partly with moneys so raised, and partly with moneys granted from time to time, by the Provincial Parliament of Lower Canada, the parties associated together acquired certain valuable real estate in the said City, in the names of the Honorable Louis J. Papineau, of Petite Nation, Esquire, of the said William Lunn, and of the late Honorable Pierre de Rocheblave, of the said City of Montreal, Esquire, as Trustees; that there have since been erected on the said property valuable school buildings, which have been and now are in use for the purposes of the said Public Schools; that the said petitioners and their associates, nevertheless, have never been and now are not an incorporated body, and the said property is consequently in danger of being diverted from such use; that they are desirous to continue and extend their efforts in the cause of education under the safeguard of an Act of incorporation; and that they therefore pray to be incorporated under the name aforesaid; And whereas it is expedient to grant their prayer: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

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1. The said Peter McGill, William Lunn, John Frothingham, David Torrance, John Torrance, David Davidson, Charles Phillips, Henry Thomas, Robert Esdaile, John Greenshields, John G. Mackenzie, Benjamin Holmes, and all other persons who may by virtue of this Act replace or be united with them, shall be and they are hereby constituted a body politic and corporate, under the name of *The British and Canadian School Society of Montreal*, and under the said name shall be, and they hereby are declared to be, seized as proprietors of the said real estate so heretofore held in trust as aforesaid, and may take from the said trustees or their representatives such deed thereof or evidence of title thereto as may be deemed advisable, and shall have power to acquire for themselves and their successors, under any legal title whatever such other real estate as may be required and necessary for the actual occupation of the Public Schools presently established or hereafter to be established by them, and may sell and alienate any real estate held by them and acquire other instead thereof for the purposes of this Act; and for the administration and government of the said Corporation and of the Schools thereof they may make such By-laws not contrary to law as they shall deem expedient, and may amend or repeal the same from time to time, and generally shall have all necessary corporate powers for the purposes of this Act. Provided always, that the said Corporation may acquire any other real estate or any interest therein, by gift, devise or bequest, made six months or more before the death of the donor or testator, and may hold such estate for a period of not more than five years, but the same or any part thereof or interest therein which may not within the said period have been alienated, shall revert to the party from whom the same was acquired, his heirs or other representatives; And provided also, that the proceeds of such real estate as shall have been so disposed of during the said period, may be invested in the public securities of the Province, stocks of Chartered Banks, mortgages or other approved securities, for the use of the said Corporation.

2. All the revenues of the said Corporation, from whatever source they may be derived, shall be devoted exclusively to the maintenance of the said Corporation, and the furtherance of education in the schools thereof, and the acquisition, improvement and repair of the buildings required to that end, and to no other purpose whatever.

3. The said Corporation shall have power to administer their affairs by such and so many Directors and other officers, and under such restrictions in respect of their powers and duties, as by By-law in that behalf they may from time to time ordain; and they may assign to any of such officers such remuneration as they may deem requisite.

4. The Corporation shall, at all times, when thereunto required by the Governor or by either branch of the Legislature, make a full return of its property, real and personal, and of its receipts and expenditure for such period, with such details and other information as the Governor or either branch of the Legislature may require.

5. This Act shall be deemed a Public Act.

OFFICERS, 1860.

President,.....WM. LUNN, Esq.
Vice-President,.....JOHN FROTHINGHAM, Esq.
Secretary,.....JOHN GREENSHIELDS, Esq.
Treasurer, ...HENRY THOMAS, Esq.

DIRECTORS.

HON. JAMES FERRIER,
DAVID DAVIDSON,
WILLIAM HENRY ALLAN DAVIES,
JOHN WILLIAM DAWSON, LL.D.,
CHRISTOPHER DUNKIN,
JAMES MITCHELL,
THOMAS M. TAYLOR, and
DAVID TORRANCE, Esquires.

BYE-LAWS.

[*Adopted Dec.* 8, 1859.]

1.—All persons who at any one time shall have contributed to the Funds of the Society Forty dollars or more, shall be Life Members thereof; and all other persons who during the current or last expired financial year there of shall have contributed to its funds Five dollars or more, shall be Ordinary Members thereof, but not entitled to vote as such, unless they shall have paid up such contribution for the current financial year.

2.—The Society shall hold an Annual meeting at such place and hour as from time to time may be ordained by the Board of Directors thereof, on the first Wednesday of February, or in case of failure to meet on that day, then on such subsequent day as may be ordained by the Board; and at such Annual Meeting, any description of business may be transacted.

3.—Special Meetings of the Society may be held at any time, at the same place and hour, or at such other place and hour as the Board of Directors may specially ordain, upon written requisition, either by the President, or by any two Directors, or by any ten Members, for transaction of such business only as may be specified in such requisition.

4.—Not less than three days' public notice shall be given, in at least one Montreal newspaper, of every meeting of the Society, whether Annual or Special.

5.—At all Meetings of the Society, five Members qualified to vote shall form a Quorum.

6.—All Meetings of the Society may be adjourned, by vote of a quorum present, but not otherwise; and if such adjournment be for a term of more than one day, public notice shall be given thereof in the interval, in at least one Montreal Newspaper.

7.—At every Annual Meeting of the Society, or in case of failure to elect thereat, then at a Special Meeting to be held as soon as may be thereafter,—there shall be chosen by the Members present and qualified to vote, from among the Members of the Society, contributors to its funds of five dollars or more, for the current financial year, such number of Elected Directors not exceeding six as may be deemed expedient, to serve for a term of two years and until their successors shall be elected; and the retiring Directors, if otherwise qualified, shall always be eligible for re-election,

8.—Any persons who shall have contributed by donation to the funds of the Society one hundred dollars or more, independently of yearly contributions, may be constituted Life Directors, by vote of the Board of Directors, subject to the condition of their contributing to its funds a further yearly sum of five dollars or more; and may in like manner be declared by vote of the Board to have ceased so to be, if at any time two years in arrear for such contribution.

9.—In case of the death, resignation, or disqualification of any Elected Director, it shall be in the discretion of the Board to name another qualified Member of the Society to serve in his stead for the unexpired remainder of the term for which he was elected.

10.—Meetings of the Board of Directors shall be held whenever convened by order of the President or of any two Directors, at such place and hour as from time to time may be ordained; and may be adjourned when necessary.

11.—At least three days written notice of all such meetings shall be given by the Secretary, to every Director.

12.—At all meetings of the Board of Directors, three shall be a quorum.

13.—As soon as conveniently may be after each yearly election of Directors, there shall be elected by the Board of Directors from among themselves, a President, a Vice-President and a Treasurer of the Society, to serve for the term of one year and until their successors shall be elected; and in case of the death, resignation, or disqualification of such President, Vice-President or Treasurer, the Board, as soon as conveniently may be thereafter, shall elect another of themselves to serve as such for the unexpired remainder of his term of office.

14.—The Corporate Seal of the Society shall be such as the Board of Directors may from time to time ordain; and shall be in the official charge of the President.

15.—At all meetings, whether of the Society or of the Board of Directors, the President, or in his absence the Vice-President, or in default of both President and Vice-President, the Senior Director present, shall preside, and shall have a vote and a casting vote.

16.—The President shall in other respects exercise a general *surveillance* over the affairs of the Society; and in his absence, the Vice-President, and in the absence of both President and Vice-President, the Senior Director, shall discharge his functions.

17.—The Treasurer shall keep and submit for audit his accounts, and shall receive, deposit and pay out monies, in all things as the Board shall ordain. The financial year of the Society shall correspond with the calendar year.

18.—The Secretary of the Society, and all other Officers or *employés* thereof, shall be named from time to time, as occasion shall require, by the Board of Directors, to serve during their pleasure, and to discharge such duties and receive such remuneration as they may prescribe; and shall be removable by the Board at pleasure.

19.—No Director of the Society shall receive any remuneration for the discharge of any duty for the Society, whether as Director or otherwise.

20.—The Board of Directors shall at all times have full power in all things to regulate and control the establishment, conduct and oversight of all Schools of the Society, and to that end to promulgate and enforce therein all such Standing Regulations, whether General or Special, as they may see fit to ordain, and may amend all such Regulations at pleasure; but all such Regulations, and all amendments thereof, shall be laid before the Society, at latest, at the next Annual Meeting thereof after their promulgation, and if disallowed by the Society, shall thereupon become and be null and void.

21.—The Board of Directors shall have full power to acquire real estate for the Society, and to alienate the same; provided only, that for the acquiring of the real estate *à titre onéreux*, or for the alienating of any real estate, so acquired, or of any real estate theretofore occupied for school purposes, the concurrence of the majority of the whole Board shall be requisite.

22.—Any Bye-Law of the Society may be repealed or amended, or any new Bye-Law enacted, by vote of the Board of Directors sanctioned by vote of the Society, at a meeting thereof, Annual or Special, and not otherwise; but no motion for the repeal or amendment of a Bye-Law, or for the enactment of a new Bye-Law, shall be finally put to vote at any meeting of the Board of Directors, unless in virtue of an order to that effect made at a previous meeting of the Board; and whenever such order shall have been made, the Secretary shall embody the terms of such motion in the notice to be given to each Director, convening the meeting whereat the same may have been ordered for final vote; and at such meeting no amendment of such motion shall be allowed.

SCHOOL REGULATIONS.

(APPROVED BY THE DIRECTORS, JULY 13TH, 1860.)

1.—Application for admission must be made to the teacher at the school, who shall enter in a book kept for that purpose, the name and address of the applicant, and the number of the class he is able to enter.

2.—In case of a vacancy in any class, the teacher will notify the applicant for a place in that class whose name comes next in order; precedence being given to priority of application solely.

3.—Pupils must purchase all books and stationery required for their studies; which will be supplied by the teacher at the ordinary retail prices.

4.—For any lesson or recitation the pupil must have with him the necessary book, slate, &c., otherwise he shall lose the privilege of joining his class at that lesson. He also loses any lesson if, through laziness or otherwise, he is not ready to join his class at the beginning of the lesson.

5.—The pupils are responsible for the neatness of their respective chairs, desks, &c. Any serious and wilful disfigurement of school property by a pupil shall be followed by his expulsion.

6. The doors of the school-hall or play-ground, are opened at 8½ A.M. The first bell rings a few minutes before 9, the pupils hold themselves ready to fall at once into line when the second bell rings, which is precisely at 9 o'clock.

7.—When a lesson is to be closed, a class or division about to change its place in school, or its work, the necessary orders shall be given by certain uniform signals and words of command, to all of which prompt and simultaneous obedience is required.

8.—In class the pupil must give his undivided attention to the work in hand; no whispering or communication of any kind between the pupils shall be allowed unless, in special cases, permission has been given.

9.—If the pupil wishes to address his teacher in class he must hold up his hand; the teacher observing him, gives him permission to speak. In and about school the pupils must at all times conduct themselves civilly and respectfully toward their teachers. Any impertinence to an assistant teacher, will be regarded as a serious offence.

10.—In their behaviour toward each other the pupils must shun all annoying and offensive conduct, striving rather to secure and increase

the general harmony, than to excite ill feeling and bitterness. No profane or filthy language will be tolerated.

11.—A pupil of each class, either he who has taken the highest place in it, or one chosen by his classmates, shall be appointed to be monitor of the class. It is his duty to see to the general order and conduct of his class, to keep correctly and as neatly as he can, the records of credit and discredit marks, to collect exercises in the morning, and hand them to the teacher, to report absences &c.

12.—Two of the pupils may be appointed to serve for a time as "ink monitors," whose business it shall be to see that all the desks are supplied with ink in the morning. A monitor may also be appointed to see to the hall in which caps or hats, coats or shawls are left. Other monitors may be occasionally appointed for any special purpose.

13.—The monitor has no authority over the pupils other than through reporting to the teacher, nor must he let this degenerate into mere tale-telling under penalty of losing his position.

14.—Recesses of 15 minutes during the forenoon, an hour at noon, and 15 minutes during the afternoon, shall be given for relaxation, and to prevent the necessity of the pupils leaving their seats at other times for any purpose. At all these times they are marched out of the school-room in regular order, and into it in the same manner as in the morning.

15.—Credit marks shall be given for exercises correctly done, for lessons perfectly recited, and for good conduct during the day. Discredit marks are given for neglect of exercises, for badly-recited lessons, and for bad conduct. A record of these marks is kept, and given in the terminal reports.

16.—The school roll shall be called every day, when the monitors report absences, whether for a half day or a whole; and pupils who have been late, report themselves. When a pupil has been absent half a day, or more, he must, when he returns, bring a note from his parents, or guardian, accounting for his absence. Habitual lateness is, in no case, tolerated. When school is dismissed in the evening, pupils must not remain about the school-room or play-ground without special permission from the teacher.

17.—At the end of each term an examination in every subject taught in school shall be held. The same questions are given to all in one division, the answers are valued, and the number of marks gained by each pupil determines his place in the division, whether for promotion or depression. A report shall be made out for each pupil, giving the result

of the examination, the number of times he has been late and absent during the term, his credit and discredit marks as compared with the best and the worst in his class, his general conduct, progress, &c. These reports are sent to the parents of the pupils, and must be shown to the teacher again with the signatures of the parents attached, to assure him that the reports have really been delivered.

At the annual examination prizes shall be awarded to those who have best conducted themselves, and to those who take the highest standing in the different branches of study.

18.—Fees shall be received weekly or monthly in advance, and on Monday morning only. If a seat is left unoccupied for a week, and unpaid for, and the teacher is not notified of the reason, it shall be considered vacant.

19.—Every violation of rule or neglect of duty, shall be punished, but regard is had, as far as possible, to the spirit of the offender. No punishment ought to be inflicted because the pupil has done something to make the teacher angry, but because a wrong has been done and justice demands that the penalty be paid. Corporal punishment is not ignored, but must be resorted to as seldom as possible, and only when milder modes have been tried without effect. Particular care is taken to prevent any mode of punishment from becoming too common. The modes of punishment adopted shall be such as discredit marks, detention in school, suspension from a lesson, special reports to parents, whipping, suspension from school for a time, and expulsion.

Note,—The above School Regulations are taken, with some alterations, from those of the McGill Model Schools, prepared by Mr. McGregor, master of the Boys' Model School.

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